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**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

ROBERTO VERTHEL YI, on behalf
of himself and all others similarly
situated.

Plaintiff,

V.

PENNYMAC MORTGAGE
INVESTMENT TRUST; PNMAC
CAPITAL MANAGEMENT, LLC.

Defendants.

Case No. 2:24-cv-05028-MWF

**DECLARATION OF MATTHEW
DONALD UMHOFER IN
SUPPORT OF DEFENDANTS'
REQUEST FOR JUDICIAL
NOTICE IN SUPPORT OF THEIR
REPLIES TO MOTIONS TO
DISMISS PLAINTIFF'S
COMPLAINT**

Hearing Date: Nov. 18, 2024
Time: 10:00 a.m.
Place: Courtroom 5A
Judge: Michael W. Fitzgerald

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2 I, Matthew Donald Umhofer, hereby declare and state as follows:

3 1. I am a partner at Umhofer, Mitchell & King LLP, and I represent
4 Defendants PennyMac Mortgage Investment Trust and PNMAC Capital Management,
5 LLC in this matter. I understand that I am submitting this Declaration in connection
6 with Defendants' Request for Judicial Notice in support of their Replies to Motions to
7 Dismiss the Complaint in the above-captioned case. I have personal knowledge of the
8 facts set forth herein and, if called upon to do so, would and could testify competently
9 thereto.

10 2. Exhibit D is a true and correct copy of legislative history regarding the
11 Adjustable Interest Rate (LIBOR) Act of 2021, H.R. Rep. No. 117-206 (2021).

12 I declare under penalty of perjury under the laws of the State of California and the
13 United States of America that the foregoing is true and correct to the best of my
14 knowledge and belief.

15 Executed on November 4, 2024, at Los Angeles, CA.

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17 By: /s/Matthew Donald Umhofer
18 Matthew Donald Umhofer
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